

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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KEVIN LIBURD,

Plaintiff, **DECLARATION OF SERVICE
OF SUMMONS AND
COMPLAINT ON
DEFENDANTS CITY OF
NEW YORK & KELLY**

-against-

THE CITY OF NEW YORK; COMMISSIONER
RAYMOND W. KELLY; CAPTAIN KRESH; and POLICE
OFFICER JOHN DOES # 1-9; the individual defendants
sued individually and in their official capacities,

07 Civ. 9426 (AKH) (DFE)

Defendants.

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I, MICHAEL OLIVER HUESTON, declare, pursuant to 28 U.S.C.
§ 1746, under penalty of perjury as follows:

1. I am not a party to this action, I am over 18 years of age, and I reside in the State of New York. On October 23, 2007, at approximately 3:45 p.m., I served the summons and complaint in this matter on defendants CITY OF NEW YORK and RAYMOND W. KELLY by delivering a copy of same to DOCKET CLERK TAMEKIA MENDES-GAMMON, a person of suitable age and discretion at defendants' place of business, within the state, at LAW DEPARTMENT OF THE CITY OF NEW YORK, 100 Church Street, New York, New York. This person is a Black female, approximately 25 years old, and approximately 5' 7" tall.

2. Thereafter, on October 23, 2007, I mailed a copy of the summons and complaint post paid by first class mail properly addressed to the defendants at the aforementioned address in an envelope marked personal and confidential and not indicating that the communication was from an attorney or concerned an action against the defendants and deposited said envelope in a post office official depository under exclusive care of the United States Postal Service.

Dated: New York, New York
October 24, 2007

s/

MICHAEL O. HUESTON (MH 0931)
350 Fifth Avenue, Suite 4810
New York, New York 10118